

DURIE TANGRI LLP
SONAL N. MEHTA (SBN 222086)
smehta@durietangri.com
JOSHUA H. LERNER (SBN 220755)
jlerner@durietangri.com
LAURA E. MILLER (SBN 271713)
lmiller@durietangri.com
CATHERINE Y. KIM (SBN 308442)
ckim@durietangri.com
ZACHARY G. F. ABRAHAMSON (SBN 310951)
zabrahamson@durietangri.com
217 Leidesdorff Street
San Francisco, CA 94111
Telephone: 415-362-6666
Facsimile: 415-236-6300

Attorneys for Defendants
Facebook, Inc., Mark Zuckerberg, Christopher Cox, Javier
Olivan, Samuel Lessin, Michael Vernal, and Ilya Sukhar

SUPERIOR COURT OF THE STATE OF CALIFORNIA
COUNTY OF SAN MATEO

SIX4THREE, LLC, a Delaware limited liability
company,

Plaintiff,

v.

FACEBOOK, INC., a Delaware corporation;
MARK ZUCKERBERG, an individual;
CHRISTOPHER COX, an individual;
JAVIER OLIVAN, an individual;
SAMUEL LESSIN, an individual;
MICHAEL VERNAL, an individual;
ILYA SUKHAR, an individual; and
DOES 1-50, inclusive,

Defendants.

Case No. CIV 533328

Assigned for all purposes to Hon. V. Raymond
Swope, Dept. 23

**[PROPOSED] ORDER RE: DEFENDANT
FACEBOOK, INC.'S MOTION TO SEAL
FILED JANUARY 17, 2019**

Date: March 15, 2019
Time: 10:00 a.m.
Dept: 23 (Complex Civil Litigation)
Judge: Honorable V. Raymond Swope

FILING DATE: April 10, 2015
TRIAL DATE: April 25, 2019

CIV533328
ORD
Order
1740112



FILED
SAN MATEO COUNTY

APR 02 2019

Clerk of the Superior Court
DEPUTY CLERK

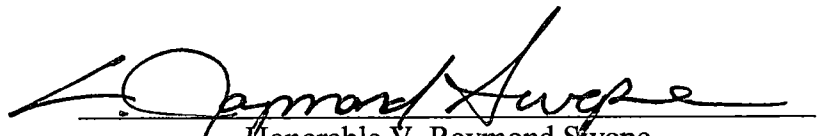
1 On January 17, 2019, Defendant Facebook, Inc. ("Facebook") filed its Motion to Seal certain
2 portions of Exhibits 1, 2, 3, 4, 5, 6, 10, and 23 to the Declaration of Catherine Y. Kim in Support of
3 Defendant Facebook, Inc.'s Opposition to Birnbaum & Godkin, LLP and Gross & Klein LLP's Motions
4 to be Relieved as Counsel for Plaintiff Six4Three, LLC ("Kim Opposition Declaration"). On March 15,
5 2019, the matter came on for hearing before the Honorable V. Raymond Swope in Department 23,
6 Courtroom 8A. Having read and considered the motion and supporting papers, the Court finds as
7 follows:

8 Facebook's motion does not seek to seal materials "submitted as a basis for adjudication[.]" Cal.
9 R. Ct., rule 2.550(a)(3). Further, Facebook has established good cause to seal the materials, for the
10 reasons provided in Facebook's memorandum. *See* Def.'s Notice of Mot. & Mot. to Seal at 2 (Jan. 17,
11 2019) ("[T]he redacted portions of Exhibits 1, 2, 3, 4, 5, 6, 10 and 23 to the Kim Opposition Declaration
12 contain summaries of information contained in documents Facebook designated as Confidential or
13 Highly Confidential under the Protective Order. . . . These purported summaries mischaracterize and
14 misrepresent the underlying documents, but nevertheless describe protected information from Facebook's
15 Confidential and Highly Confidential documents, such as internal business discussions about possible
16 business policies and business plans.").

17 Accordingly, IT IS HEREBY ORDERED that Facebook's Motion to Seal is GRANTED. The
18 clerk is directed to SEAL the copies of Exhibits 1, 2, 3, 4, 5, 6, 10 and 23 to the Kim Opposition
19 Declaration. The clerk need not seal this Order or the register of actions. No persons other than the court
20 are authorized to inspect the sealed records.

21
22 **IT IS SO ORDERED.**

23 Dated: April 2, 2019

24 
Honorable V. Raymond Swope
Judge of the Superior Court of California